

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

CRAIG ALFORD, :
Petitioner, : 1:20-cv-1922
: :
v. : Hon. John E. Jones III
: :
WARDEN DAVID PENCHISHEN, :
Respondent. :

ORDER

January 25, 2021

NOW THEREFORE, upon consideration of the petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 (Doc. 1), and in accordance with the Court's Memorandum of the same date, it is hereby ORDERED that:

1. Petitioner's motions (Doc. 4, 5) to proceed *in forma pauperis* are GRANTED for the sole purpose of the filing of this action.
2. The petition for writ of habeas corpus (Doc. 1) is DEEMED filed and DISMISSED without prejudice. *See R. GOVERNING §2254 CASES R. 4.*
3. Petitioner's motion (Doc. 9) for an order granting him access to the law library is DENIED.
4. The Clerk of Court is directed to NOTIFY the Petitioner and CLOSE this case.
5. There is no basis for the issuance of a certificate of appealability. *See 28 U.S.C. §2253(c).*

6. The dismissal is without prejudice to Petitioner's right to pursue his civil rights claims in a properly filed civil rights complaint.

s/ John E. Jones III

John E. Jones III, Chief Judge

United States District Court

Middle District of Pennsylvania